

additional resources are needed in order to be able to answer the question at home in townhall meetings in Nebraska that that is what is needed to get the job done, then I hope the Congress will provide the Department of Defense with the resources and insist that the Department of Defense allocate in 1999 the resources in order to be able to get it done.

I have not read all of them, the three- or four- or five-part series in the Washington Post on the problem of drugs coming across the border—so-called. There is not much of a border between the United States and Mexico. It is over 2,000 miles. And from what I have seen down there, there is not much to let you know when you are in Mexico or in the United States. And there is a tremendous amount of truck and automobile traffic and an awful lot of resources and money behind the effort to get drugs into the United States.

It is corrupting Mexico, making it difficult for them to operate—an extremely violent world. And in this morning's paper, there is a story about Mr. Fuentes' doctors, three of whom were held responsible for his death, apparently, giving him a facelift or something so he would look a little different. They were found in concrete canisters along a road in Mexico.

These guys play for keeps. From their standpoint, it is a war. From their standpoint, they are deploying the maximum amount of resources, their considerable amount of wealth and resources.

Barry McCaffrey, a first-rate military officer, now our drug czar, when he says to me, "We need additional resources in order to be successful in these four areas," I pay attention to him. And I applaud his willingness to be able to come to the Department of Defense and to this Congress and say, "This is what we need to do in order to be successful."

Mr. President, I ask unanimous consent that three documents be printed in the RECORD: One is the letter of November 6 that General McCaffrey sent to Secretary Cohen, and another is the document that indicates the additional resources that are needed, and the third is the "Legal Authority to De-Certify Agency Budgets."

There being no objection, the material was ordered to be printed in the RECORD, as follows:

EXECUTIVE OFFICE OF THE PRESIDENT, OFFICE OF NATIONAL DRUG CONTROL POLICY,

Washington, DC, November 6, 1997.

Hon. WILLIAM S. COHEN,

Secretary of Defense, Department of Defense, The Pentagon, Washington, DC.

DEAR SECRETARY COHEN: The National Narcotics Leadership Act requires that the Office of National Drug Control Policy (ONDCP) review the drug budget of each department and certify whether the amount requested is adequate to implement the drug control program of the President. For FY 1999, the Department of Defense (DoD) has requested \$809 million for drug control programs, approximately the same level as FY

1998. After careful review, ONDCP has determined pursuant to 21 U.S.C. §1502(c)(3)(B) that this budget cannot be certified.

To correct the deficiencies in the current FY 1999 proposal, DoD needs to amend its FY 1999 budget to include an additional \$141 million in drug control initiatives, which will enhance operations in the Andes, Mexico, the Caribbean, and along our borders. Details associated with these amendments are highlighted in the enclosed document. Under 21 U.S.C. §1502(c)(5), DoD is required to include this additional funding in its FY 1999 submission to the Office of Management and Budget.

The support of the Department of Defense (DoD) is critical to achieving the goals of the National Drug Control Strategy. Appreciate your leadership of DoD's important counterdrug programs. The outstanding success of these missions in a credit to the dedicated men and women of our armed forces. Working together, the Executive Branch can structure a drug control budget which will reduce drug use and its consequences in America. Look forward to receiving the Department's amended FY 1999 budget proposal. Your support on this issue, which is so vital to our Nation's security and the health of our young people, is critical.

Respectfully,

BARRY R. MCCAFFREY,

Director.

FY 1999 DRUG CONTROL BUDGET AMENDMENTS DEPARTMENT OF DEFENSE (AS REQUIRED BY 21 U.S.C. §1502(c)(5))

Andean Coca Reduction Initiative (+\$75 million). This initiative incorporates enforcement and interdiction measures that will disrupt the cocaine export industry. These efforts will include support for host nation programs to interdict the flow of coca base and cocaine in source countries, as well as expanded support to Peruvian and Colombian riverine interdiction programs.

Mexican Initiative (+\$24 million). This proposal will provide additional resources to reduce the flow of illicit drugs from Mexico into the United States and disrupt and dismantle criminal organizations engaging in drug trafficking and money laundering. This effort will help implement the Declaration of the Mexican-U.S. Alliance Against Drugs signed by President Zedillo and President Clinton on May 6, 1997. It will expand U.S. operational support to detection and monitoring missions in Mexican airspace and territorial seas, establish a joint law enforcement investigative capability in the Bilateral Border Task Forces, and aid the Mexican Government in developing a self-sustaining interdiction capability.

Caribbean Violent Crime and Regional Interdiction Initiative (+\$12 million). This effort will target drug trafficking-related criminal activities and violence in the Caribbean Region, including South Florida, Puerto Rico, the U.S. Virgin Islands, and the independent states and territories of the Eastern Caribbean. This will implement commitments made by the President during the Caribbean Summit held in Barbados.

National Guard Counterdrug Operations (+\$30 million). These funds will partially restore reductions incurred since FY 1993 in State Plans funding, which includes support for counterdrug activities along the border.

EXECUTIVE OFFICE OF THE PRESIDENT, OFFICE OF NATIONAL DRUG CONTROL POLICY,

Washington, DC, November 6, 1997.

Memorandum for Director

Through: Chief of Staff

From: Charles Blanchard, Director, Office of Legal Counsel

LEGAL AUTHORITY TO DE-CERTIFY AGENCY BUDGETS

At your request, both General Counsel Judith Leonard and I independently reviewed ONDCP's statutes to determine our authority to certify national drug control agency budget.

It is our firm and considered legal opinion that the statute gives you two specific powers:

(1) The power to "certify in writing as to the adequacy of such [agency budget] request in whole or in part . . . and [should a budget not be certified] . . . include in the certification an initiative or funding level that would make this request adequate." [21 U.S.C. §1502(c)(3)(B)]; and

(2) The power to "request the head of a department or agency to include in the department's or agency's budget submission [to OMB] funding requests for specific initiatives that are consistent with the President's priorities for the National Drug Control Strategy" [21 U.S.C. §1502(c)(5)].

Most importantly, the statute makes quite clear that "the department or agency shall comply with such a [ONDCP] request." [21 U.S.C. §1502(c)(5)] In our view, this power to order an agency to place specific initiatives in the budget request is the most important power.

We have reviewed the proposed letter to the Secretary of Defense, and believe that it is fully consistent with this statute.

Mr. KERREY. I yield the floor.

Mr. BURNS addressed the Chair.

The PRESIDING OFFICER. The Senator from Montana.

EXTENSION OF MORNING BUSINESS

Mr. BURNS. Mr. President, I ask unanimous consent that the hour for morning business be continued until 6:30 p.m., this date, with Senators able to speak therein for up to 5 minutes.

The PRESIDING OFFICER. Is there objection? Without objection, it is so ordered.

Mr. BURNS. I suggest the absence of a quorum.

The PRESIDING OFFICER. The clerk will call the roll.

The assistant legislative clerk proceeded to call the roll.

Mr. ROTH. Mr. President, I ask unanimous consent that the order for the quorum call be rescinded.

The PRESIDING OFFICER. Without objection, it is so ordered.

PRIVILEGE OF THE FLOOR

Mr. ROTH. Mr. President, I ask unanimous consent my staffer, Bob Nickel, be permitted to be on the floor during this speech.

The PRESIDING OFFICER. Without objection, it is so ordered.

COMMENDING THE SENATE FOR ADDRESSING NATO ENLARGEMENT

Mr. ROTH. Mr. President, I wish to address the great efforts that this